

IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NEBRASKA

PAIGE CARTER, Special Administrator of	)	Case No. 8:23-cv-485
the ESTATE OF KEVIN C.	)	
CARTER, Deceased,	)	
	)	
Plaintiff,	)	
	)	<b>JOINT STIPULATION</b>
vs.	)	<b>FOR DISMISSAL</b>
	)	
SCOTT FRAKES, et al.,	)	
	)	
Defendants.	)	

In order to avoid the uncertainties of litigation, and with no admission of wrongdoing or liability, the Plaintiff, Paige Carter, Special Administrator of the Estate of Kevin C. Carter, Deceased (“Plaintiff”), and Defendants, Scott Frakes, Michele Wilhelm, Dr. Harbans Deol, Shelby Barragan-Lopez, Michael McCann, Charice Talley, Jeffery Reed, Douglas Heminger, Matt Heckman, Franklin Howard, and Kim McGill, in their individual capacities (“Defendants”), have resolved and settled all claims and potential claims arising out of the dispute or disputes which gave rise to the above-captioned lawsuit. For that reason, the Parties, pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii), jointly stipulate that the Plaintiff’s operative Complaint and all claims for relief stated therein against the Defendants be dismissed with prejudice, complete record waived, each party to pay its own attorney fees, and costs taxes to the parties incurring the same.

Accordingly, the parties jointly stipulate that this action be dismissed with prejudice pursuant to Fed. R. Civ. P. 41(a)(1)(A)(ii).

Dated this 10<sup>th</sup> day of June, 2025.

By: s/ Rodney C. Dahlquist, Jr.  
 Thomas J. Monaghan, #12874  
 Rodney C. Dahlquist, Jr., #23912  
 Dornan, Howard, Breitzkreutz,  
 Dahlquist & Klein PC LLO  
 1403 Farnam Street, Suite 232  
 Omaha, Nebraska 68102  
 (402) 884-7044 (phone)  
 (402) 884-7045 (fax)  
 Attorneys for Plaintiff

s/ Katharine L. Gatewood

Katharine L. Gatewood, #25238

Christopher A. Felts, #26784

Assistant Attorney General

Office of the Attorney General

2115 State Capitol

Lincoln, Nebraska 68509-8920

Telephone: (402) 471-3833

[Kate.gatewood@nebraska.gov](mailto:Kate.gatewood@nebraska.gov)

[Christopher.felts@nebraska.gov](mailto:Christopher.felts@nebraska.gov)

Attorneys for Defendants

### **CERTIFICATE OF SERVICE**

I hereby certify that on June 10, 2025, I have electronically filed the foregoing document with the Clerk of the District Court using the CM/ECF system which sent notification of such filing to the parties of record.

s/ Rodney C. Dahlquist, Jr.

Rodney C. Dahlquist, Jr., #23912

Attorney for Plaintiff